

1 Donald E. J. Kilmer, Jr. [SBN: 179986]  
2 LAW OFFICES OF DONALD KILMER  
3 1645 Willow Street, Suite 150  
4 San Jose, California 95125  
5 Voice: (408) 264-8489  
6 Fax: (408) 264-8487  
7 E-Mail: Don@DKLawOffice.com

8  
9 Jason A. Davis [SBN: 224250]  
10 Davis & Associates  
11 30021 Tomas Street, Suite 300  
12 Rancho Santa Margarita, CA 92688  
13 Voice: (949) 310-0817  
14 Fax: (949) 288-6894  
15 E-Mail: Jason@CalGunLawyers.com

16 Attorneys for Plaintiffs

17  
18 UNITED STATES DISTRICT COURT  
19 FOR THE NORTHERN DISTRICT OF CALIFORNIA

20  
21 MARK AARON HAYNIE, BRENDAN  
22 JOHN RICHARDS, THE CALGUNS  
23 FOUNDATION, INC., and THE  
24 SECOND AMENDMENT  
25 FOUNDATION, INC.,

26 Plaintiffs,

27 vs.

28 KAMALA HARRIS, Attorney General  
of California, CALIFORNIA  
DEPARTMENT OF JUSTICE, CITY  
OF ROHNERT PARK, and OFFICER  
DEAN BECKER (RP134)

29 Defendants.

30 Case No.: 3:10-CV-01255 SI

31 STIPULATION and JOINT  
32 ADMINISTRATIVE MOTION and  
33 PROPOSED ORDER  
34 Re: Case Management

35 IT IS HEREBY STIPULATED by and between the parties hereto through  
36 their respective attorneys of record that the pending Case Management Conference  
37 currently set for February 8, 2013 in Courtroom 10, 19<sup>th</sup> Floor of the U.S. District  
38 Court for the Northern District of California should be reset.

39 The Rohnert Park Defendants and the Plaintiffs are engaged in earnest self-  
40 directed settlement discussions.

If a settlement can be reached, then the remaining parties (California Department of Justice and the Plaintiffs) will proceed with setting hearing dates for dispositive motions at the next Case Management Conference.

The parties propose that the Court reset the Case Management Conference to a convenient Friday in April 2013 in order to give the parties engaged in settlement discussions the time necessary to conclude that process or to request formal ADR assistance from the Court.

8 || SO STIPULATED.

9 | Date: February 1, 2013

Date: February 1, 2013

10                            /s/  
11 Ross Moody,  
Counsel for Defendants  
Harris & California Dept. of Justice

/s/

13 | Date: February 1, 2013

14                            /s/  
15 Robert W. Henkels  
Counsel for Defendants  
City of Rohnert Park & Becker

**ATTESTATION FOR COMPLIANCE WITH GENERAL ORDER 45 AND  
LOCAL RULE VIII.B.**

20 I, Donald Kilmer, declare under penalty of perjury under the laws of California  
21 and the United States that I have in my possession e-mail correspondence from  
22 Ross Moody, and Robert Henkels that the content of this document is acceptable to  
23 all persons required to sign the document. I declare that this document was signed  
24 in San Jose, CA on February 1, 2013.

25  
26 Donald Kilmer /s/  
Attorney for Plaintiffs

## ORDER

The Case Management Conference currently set for February 8, 2013 is reset to: (Date) \_\_\_\_\_, at (Time): \_\_\_\_\_, in Courtroom 10, 19<sup>th</sup> Floor of the U.S. District Court for the Northern District of California – San Francisco. A Joint Case Management Conference Statement shall be filed seven (7) calendar days before the new date.

8 || Date:

United States District Judge